

Message Text

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PAGE 01 STATE 046547
ORIGIN OES-06

INFO OCT-01 EUR-12 ISO-00 ACDA-07 CIAE-00 INR-07 IO-13
L-03 NSAE-00 NSC-05 EB-08 NRC-05 DODE-00 ERDA-05
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COME-00 SSO-00 NSCE-00 INRE-00 /102 R

DRAFTED BY OES/NET/RD:JACOON:LL
APPROVED BY OES/NET: LVNOSENZO
T/D - MR. SCHEINMAN
EUR/RPE - MR. SENS
EUR/WE - MR. DURKEE
L/OES - MR. SIEGAL
S/P - MR. KAHAN
PM/NPO - MR. OPLINGER
ACDA - MR. VAN DOREN
NRC - MR. GUHIN (INFO)
ERDA - MR. HELFRICK (SUBS)
-----030011 122230 /61
O 022322Z MAR 77
FM SECSTATE WASHDC
TO AMEMBASSY MADRID IMMEDIATE

C O N F I D E N T I A L STATE 046547

E.O. 11652: GDS

TAGS: TECH, ENRG, SP

SUBJECT: US-SPANISH NUCLEAR COOPERATION

REF: (A) MADRID 1163 (B) STATE 12346
(C) MADRID 1210

1. DEPARTMENT WELCOMES SPANISH PROPOSAL TO HELP RESOLVE
PROBLEM ON LICENSING AND EXIM CREDITS FOR EXPORTS OF
REACTORS.

CONFIDENTIAL

CONFIDENTIAL

PAGE 02 STATE 046547

2. WE BELIEVE THE SIX TO EIGHT MONTH PERIOD SUGGESTED BY
BARROSO FOR COMMENCEMENT OF RENEGOTIATION IS REASONABLE.
INDEED, WE HOPE THAT IT WILL BE POSSIBLE TO INITIATE
NEGOTIATIONS WELL BEFORE THE EXPIRATION OF THAT PERIOD.

3. WITH RESPECT TO THE CONTENT OF THE SPANISH ASSURANCE

ON REPROCESSING, WE WOULD NEED TO BE SURE THAT IT WOULD REMAIN IN EFFECT UNTIL THE ENTRY INTO FORCE OF A REVISED US-SPANISH BILATERAL AGREEMENT FOR COOPERATION.

4. PROPOSED LANGUAGE OF SPANISH ASSURANCE FOLLOWS:

"(COMPLIMENTARY OPENING) AND HAS THE HONOR TO REFER TO THE EXCELLENT COOPERATION BETWEEN OUR TWO GOVERNMENTS

IN THE FIELD OF PEACEFUL USES OF NUCLEAR ENERGY. THE GOVERNMENT OF SPAIN SHARES WITH THE GOVERNMENT OF THE UNITED STATES THE BELIEF THAT NUCLEAR COOPERATION AMONG NATIONS OF THE WORLD MUST BE CONDUCTED IN A MANNER DESIGNED TO ENSURE THAT SUCH COOPERATION DOES NOT LEAD TO THE PROLIFERATION OF NUCLEAR WEAPONS. IN RECOGNITION OF THIS FACT AND THE MUTUAL IMPORTANCE THE TWO GOVERNMENTS ATTACH TO MEASURES WHICH ADVANCE NON-PROLIFERATION OBJECTIVES, THE GOVERNMENT OF SPAIN WISHES TO AVAIL ITSELF OF THIS OPPORTUNITY TO INFORM THE GOVERNMENT OF THE UNITED STATES OF AMERICA THAT BEFORE REPROCESSING OR ALTERATION IN FORM OR CONTENT OF ANY NUCLEAR FUEL WHICH IS IRRADIATED IN REACTORS SUPPLIED BY THE UNITED STATES TAKES PLACE, AND PENDING ENTRY INTO FORCE OF A NEW OR AMENDED AGREEMENT FOR COOPERATION, THE GOVERNMENT OF SPAIN WILL CONSULT WITH AND REACH AGREEMENT WITH THE GOVERNMENT OF THE UNITED STATES ON THE FACILITIES IN WHICH SUCH REPROCESSING OR ALTERATION WOULD BE PERFORMED. THE GOVERNMENT OF SPAIN UNDERSTANDS THAT NEGOTIATIONS TO REVISE THE AGREEMENT FOR COOPERATION SIGNED ON MARCH 20, 1974, WILL COMMENCE NO LATER THAN NOVEMBER 1, CONFIDENTIAL

CONFIDENTIAL

PAGE 03 STATE 046547

1977. THE GOVERNMENT OF SPAIN ALSO WISHES TO TAKE THIS OPPORTUNITY TO CONFIRM TO THE GOVERNMENT OF THE UNITED STATES THAT THE GOVERNMENT OF SPAIN ACCEPTS THE UNDERSTANDING SET FORTH IN THE NOTE OF MARCH 20, 1974, PRESENTED BY THE UNITED STATES IN CONNECTION WITH THE AGREEMENT FOR COOPERATION.

5. WE HAVE INCLUDED LANGUAGE IN THE LAST SENTENCE OF THE ABOVE PARA WHICH MEETS OUR NEEDS WITH RESPECT TO WRITTEN SPANISH ASSURANCE ON THE "NO-PNE" QUESTION. HOWEVER, IF THE EMBASSY BELIEVES THE GOS WOULD PREFER AN ALTERNATIVE FORMAT, THE DEPARTMENT HAS NO OBJECTION TO A SEPARATE WRITTEN CONFIRMATION. IN ANY EVENT, WRITTEN CONFIRMATION IS URGENTLY NEEDED IN CONNECTION WITH LICENSING OF THREE MAJOR FUEL CASES NOW PENDING BEFORE THE NRC.

6. FYI. RE PARA 3 OF REF A, WE ARE PUZZLED BY SOME OF BARROSO'S ARGUMENTATION. WE SEE NOTHING IN THE PROPOSED

NOTE THAT AFFECTS THE US-IAEA-SPANISH TRILATERAL SAFE-GUARDS AGREEMENT. WE ALSO DO NOT UNDERSTAND HOW THE REQUESTED REPROCESSING ASSURANCE WOULD PREJUDICE SPAIN'S CHANCES FOR OBTAINING ENRICHED FUEL ELSEWHERE. FINALLY, WE WOULD CONSIDER A US-SUPPLIED REACTOR TO BE ONE LICENSED FOR EXPORT BY THE NRC OR BY ITS PREDECESSOR THE AEC. THESE MATTERS, HOWEVER, SHOULD BE LEFT UNTIL OUR NEGOTIATIONS FOR A REVISED BILATERAL, UNLESS THE EMBASSY PERCEIVES A NEED TO RESPOND IMMEDIATELY. END FYI.

7. AT PRESENT, AS EMBASSY MAY BE AWARE, THE NEW ADMINISTRATION IS UNDERTAKING A COMPREHENSIVE REVIEW OF US NON-PROLIFERATION POLICIES, INCLUDING THOSE RELATING TO BILATERAL AGREEMENTS AND EXPORTS. THE REVIEW IS EXPECTED TO BE COMPLETED IN MARCH AND DECISIONS MADE DURING THE FOLLOWING MONTH OR SO. OUR OVERALL BILATERAL RELATIONS WITH SPAIN IN THIS FIELD ARE BEING CONSIDERED CONFIDENTIAL

CONFIDENTIAL

PAGE 04 STATE 046547

WITHIN THIS FRAMEWORK.
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Message Attributes

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